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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-09-0559 WHA / JCS
)	
12 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER REGARDING DEFENDANT'S
13 vs.)	RELEASE ON BOND
)	
14 BRIAN DAUM,)	Court: Hon. Joseph C. Spero
)	Date: August 7, 2009
15 Defendant.)	Time: 10:30 AM
)	

16
17 The defendant is requesting an order from this Court to be released on bond to a halfway
18 house on August 7, 2009, at 10:30 AM. The halfway house is located at 111 Taylor Street, San
19 Francisco, California, which is within walking distance of this Court. In the event that Mr. Daum
20 is released from this courthouse, undersigned counsel or his investigator will escort Mr. Daum to
21 the halfway house immediately on his release.

22 To the extent that this Court orders that the defendant be released tomorrow, it is the
23 understanding of the parties that Mr. Daum would be returned to FCI Dublin. He would not have
24 the money or other means to transport himself to the halfway house. Further, he would likely be
25 released late-Friday or early-Saturday, making it difficult for counsel to assist in his transport. It
26 is in the interest of public safety that Mr. Daum be delivered from U.S. Marshal custody to the

1 custody of the halfway house in the most expedient manner possible.

2 The parties jointly request that the Court order the U.S. Marshals Service to bring Mr.
3 Daum to this courthouse with his personal clothing and effects so that, in the event that this
4 Court orders his release to the halfway house, he may be ordered released directly from this
5 courthouse.

6
7 SO STIPULATED.

8
9 August 6, 2009

10 DATED

_____/s/_____
JOSEPH P. RUSSONIELLO
United States Attorney
Northern District of California
Cynthia Frey
Assistant United States Attorney

11
12
13 August 6, 2009

14 DATED

_____/s/_____
LOREN STEWART
Assistant Federal Public Defender
Attorney for Brian Daum

15
16
17 ~~PROPOSED~~ ORDER

18 The United States Marshals Service is ORDERED to bring Mr. Daum to Court on Friday,
19 August 7, 2009, with his civilian clothing and personal effects such that direct release will be
20 feasible.

21
22 IT IS SO ORDERED.

23
24 8/6/9
25 DATED

